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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/460,951

12/14/1999

CARLINO PANZERA

173P023

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01/24/2011

Ivoclar Vivadent Inc.
175 Pineview Drive
Amherst, NY 14228

EXAMINER

HOFFMANN, JOHN M

ART UNIT

PAPER NUMBER

1741

NOTIFICATION DATE

DELIVERY MODE

01/24/2011

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

ann.knab@ivoclarvivadent.com

Liz.Johannes@ivoclarvivadent.com

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09460951	12/14/99	PANZERA ET AL.	173P023

Ivoclar Vivadent Inc.
175 Pineview Drive
Amherst, NY 14228

EXAMINER

John Hoffmann

ART UNIT	PAPER
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1741	20110110
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DATE MAILED:

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Commissioner for Patents

The reply filed on 11/19/2010 is not complaint because it was not fully responsive to the Ex Parte Quayle action of 10/08/2010 because of the following omission(s) or matter(s):

The amendment adds additional claims and it changes the scope of claim 5 which raises the issue of new matter. Such amendments are not permitted. See 37 CFR 1.116 and 41.33. The only permitted amendment is to put claim 5 into independent form. Also, the objection to the specification has not been addressed.

For these reasons, the amendment is not entered.

Since the two month period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

/John Hoffmann/
Primary Examiner, Art Unit 1741